



DA/0785

PATENT

Attorney Docket No. 26704.7

12

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Jeffery Mark Zucker, et al.

Serial No.: 09/100,671

Filed: June 19, 1998

For: THIRD PARTY PRIVACY SYSTEM

ପ୍ରକାଶକ

Group Art Unit: 2785

Examiner: N/A

RECEIVED

SEP 29 2000

OFFICE OF PETITIONS

TRANSMITTAL

Dear Sir:

Enclosed for filing are the following regarding the above-identified patent:

1. Response to Refusal of Petition of Filing Under 37 C.F.R. § 1.47(a) with attachment(s);
2. Return postcard.

The Commissioner is hereby authorized to charge payment of any fees associated with any of the papers submitted herewith or to credit any overpayment to Deposit Account No. 08-1394.

Respectfully submitted,

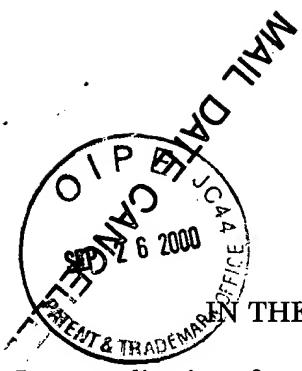
Ruben C. DeLeon
Registration No. 37.812

Date: 9/11/06

HAYNES AND BOONE, LLP
901 Main Street, Suite 3100
Dallas, Texas 75202-3789
Phone: (214) 651.5544
Fax: (214) 651.5940
File: 26704.7
d-503777.1

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231

on September 11, 2000 _____
Audra Bennett



PATENT
Attorney Docket No. 26704.7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

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Serial No.: 09/100,671

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OFFICE OF PETITIONS

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO REFUSAL OF PETITION OF FILING UNDER 37 C.F.R. § 1.47(a)

Dear Sir:

This letter is in response to the Decision Refusing Status Under 37 C.F.R. § 1.47(a) mailed to the attorney of record for Douglas L. Peckover and Ralph Spencer Poore ("Applicants") on July 10, 2000. In the refusal to grant the petition, the Petitions Attorney stated that the Applicants must provide proof that the non-signing inventor, Jeffrey Mark Zucker, refuses to sign the declaration after having been presented with the application papers. The Petitions Attorney noted that the Applicants did not provide proof in the original petition that Jeffrey Mark Zucker was sent a copy of the above referenced patent application. A copy of the cover letter transmitting the patent applicant materials is enclosed. Affidavits of Mr. Zucker's continuing refusal to sign the Declaration are also enclosed.

Based upon the foregoing, Applicants respectfully submit that they are entitled to clear title to the invention and to the above-identified patent application and to any patent that issues thereon.

Respectfully submitted,

Ruben C. DeLeon
Registration No. 37,812

Date: 9/11/00

HAYNES AND BOONE, LLP
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231
on <u>September 11, 2000</u>
<u>Audra Bennett</u>

EL417818571US

HAYNES AND BONE, LLP

July 24, 2000

*Via Express Mail
Return Receipt Requested*

Mr. Jeffrey Zucker
6036 Thursby
Dallas, TX 75248



Re: U.S. Patent Application
Serial No.: 09/100,671 Filed: June 19, 1998
Entitled: THIRD PARTY PRIVACY SYSTEM
Our ref.: 26704.7

Dear Mr. Zucker:

As you know, the above-identified patent application became abandoned for failure to timely file the executed Declaration. Therefore, enclosed is a copy of the above-identified patent application for your review and the Declaration which must be executed and returned to me for filing. Also enclosed is a self-addressed stamped envelope for your convenience.

If you we do not receive the executed Declaration by August 11, 2000, we will treat your non-answer as a refusal to sign the Declaration, and we will proceed accordingly.

Very truly yours,

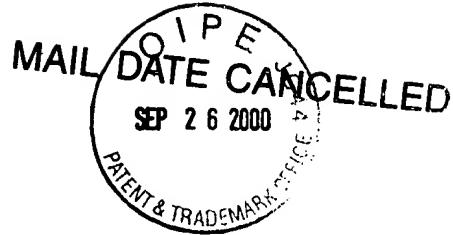
Rulien C. DeLeon
Direct Phone Number: 214/651-5544
Direct Fax Number: 214/200-0754
deleonr@haynesboone.com

RCD/ar
Enclosures
D-803527.1

cc: Wilson Chu

Attorneys

901 Main Street Suite 3100 Dallas, Texas 75202-3789
Telephone [214] 651.5000 Fax [214] 651.5940 <http://www.haynesboone.com>

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3 and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt Fee will provide you the signature of the person delivered to and the date of delivery.

3. Article Addressed to:

Jeffrey Zucker
6036 Thursby
Dallas, TX 75248

4a. Article Number:

EL417818571US

4b. Service Type:

Registered Insured
 Certified COD
 Express Mail Return Receipt for Merchandise

7. Date of Delivery:

10/25/00

8. Addressee's Address (Only if requested and fee is paid):

PS Form 3811, November 1990 U.S. GPO: 1991-287-066 DOMESTIC RETURN RECEIPT



PATENT
Attorney Docket No. 26704.7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: §
Jeffrey Mark Zucker et al. § Group Art Unit: 2785
Serial No.: 09/100,671 § Examiner: N/A
Filed: June 19, 1998 §
For: THIRD PARTY PRIVACY SYSTEM §

AFFIDAVIT OF APRIL REASONER

Commissioner for Patents
Washington, DC 20231

My name is April Reasoner. I am employed by Haynes and Boone, LLP, as a legal secretary. I have personal knowledge of the facts stated herein and they are true and correct.

On July 24, 2000, I sent a letter to Jeffrey M. Zucker enclosing a copy of the above patent application and a Declaration and Power of Attorney for his signature. This letter was sent by express mail return receipt requested. The letter also stated that if we did not receive the executed Declaration by August 11, 2000, then we would treat his non-answer as a refusal to sign the Declaration.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

April Reasoner
April Reasoner

Date: 9/11/00